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Civil Action No. 7:07-cv-00548

MEMORANDUM OPINION

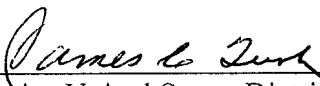
By: Hon. James C. Turk
Senior United States District Judge

The court previously determined that Edwards had filed at least three prior civil actions, in forma pauperis, that were dismissed as malicious, frivolous, or for failure to state a claim. See Edwards v. Rollen, Case No. 7:02CV01075 (W.D. Va. 2002) (dism'd under 28 U.S.C. §1915(g)). As such, Edwards is barred from filing a civil action in forma pauperis in this court unless he demonstrates that he is in imminent danger of physical harm related to his claims. In this complaint, Edwards does not allege any facts indicating that he is in imminent danger of physical harm related to his allegations of others' homosexual behavior. Accordingly, the court

will deny his request to proceed in forma pauperis under § 1915(g). As Edwards was notified of his “three strikes” status under § 1915(g) in the previous lawsuit in 2002 and the requirement that he prepay the fee or otherwise satisfy §1915(g), the court will summarily dismiss this action without prejudice. An appropriate order shall be issued this day.

The Clerk is directed to send copies of this memorandum opinion and the accompanying order to plaintiff.

ENTER: This 16th day of November, 2007.



Senior United States District Judge